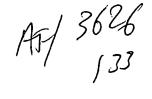


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GROUP 3600



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):

Fernandez, Dennis S.

Docket No.:

FERN-P006

Serial No.:

09/435,504

Group Art Unit: 3626

Filed:

11/6/1999

Examiner:

Robert W. Morgan

Title:

Bioinformatic Transaction Scheme

INFORMATION DISCLOSURE STATEMENT

Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In keeping with the duty of candor and good faith owed to the Patent and Trademark Office, Applicant wish to bring the enclosed printed publications and U.S. patent references to the attention of the Examiner.

Applicant submitted these information disclosure statements to the US Patent and Trademark Office on 6/21/2004. However, applicant unintentionally did not follow the rule set in CFR 1.97(d)(2)(i) and 1.97(e).

On August 2, applicant received a denial from the examiner stated that a proper certification is required as set in 37 CFR 1.97(d)(2)(i) and 1.97(e).

Applicant respectfully states the statements as set in rule 37 CFR 1.97(d)(2)(i) and 1.97 as follow:

- a) These information disclosure statements were first cited in the GB Patent Office on June 4, 2004.
- b) Applicant filed the information disclosure with the US Patent and Trademark Office on June 21, 2004.
- c) Applicant also paid the fee set forth in 1.17(p) with the check #1067 for the amount \$180.00.

Base on the decision of denial, applicant respectfully submits the Search Report under section 17 by GB Patent Office (to serve as a proper certification) required by the examiner. Applicant also resubmits forms PTO/SB/08A and PTO/SB/08B listing these references are attached.

Respectfully submitted,

DENNIS S. FERNANDEZ, ESQ. Reg. No. 34,160

CUSTOMER NO: 22877

FERNANDEZ & ASSOCIATES, LLP

PATENT ATTORNEYS

PO BOX D

MENLO PARK, CA 94026-6204

PHONE: (650) 325-4999 FAX: (650) 325-1203

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Substitute for form 1449/BTQ

INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	09/435,504			
Filing Date	11/6/1999			
First Named Inventor	Fernandez, Dennis S.			
Art Unit	3626			
Examiner Name	Morgan, Robert W			
Attorney Docket Number				

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Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the This collection of information is required by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND

TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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Under the Paperwork Reduction Act of 1995, no persons are		of information unless it contains a valid OMB control number Complete if Known
Substitute for form 1449/PTO	Application Number	09/435.504
INFORMATION DISCLOSURE	Filing Date	11/6/1999
STATEMENT BY APPLICANT	First Named Inventor	Fernandez, Dennis S
	Art Unit	3626
(Use as many sheets as necessary),	Examiner Name	Morgan, Robert W
25 77 2	Attorney Docket Number	FERN-P006
Sheet 2 of 2		

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1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

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United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Fernandez & Associates LI 1047 El Camino Real Suite 201 Menlo Park, CA 94025

Paper No. 24

In re Application of

:

DECISION ON PETITION UNDER

Dennis Sunga Fernandez Serial No. 09/435 504

37 CFR 1.97(d) FOR CONSIDERATION OF

Serial No. 09/435,504 Filed: November 6, 1999

INFORMATION DISCLOSURE

For: BIOINFORMATIC

STATEMENT AFTER FINAL

TRANASCATION SCHEME

REJECTION

The petition under 37 CFR 1.97(d), filed 6/25/2004 for consideration of an information disclosure statement after Final Rejection has been:

[] GRANTED. The information disclosure statements will be considered by the examiner.

[X] DENIED.

The petition lacks:

[] The required fee under 37 CFR 1.97(d)(2)(iii) and 1.17(i)(1).

[X] A proper certification as specified in 37 CFR 1.97(d)(2)(i) and 1.97(e).

The information disclosure statement been placed of record in the file but will not be considered by the examiner.

Joseph Thomas

SPE, Art Unit 3626